

**FORTY-SIXTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 26, 2004**

House of Representatives

The House convened at 10 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Dustin Grant, Page.

Approval of Journal

February 26, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-fifth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

February 25, 2004

Mr. Speaker:

I transmit herewith enrolled **S 1229** and **S 1230** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1229** and **S 1230** and, when so signed, ordered them returned to the Senate.

February 25, 2004

Mr. Speaker:

I transmit herewith **S 1240, SCR 127, SCR 128, SCR 129, S 1365, S 1255, S 1273, S 1377, S 1281, S 1267, S 1268, S 1306, and S 1298** which have passed the Senate.

WOOD, Secretary

S 1240, SCR 127, SCR 128, SCR 129, S 1365, S 1255, S 1273, S 1377, S 1281, S 1267, S 1268, S 1306, and S 1298 were filed for first reading.

Report of Standing Committees

February 26, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HCR 51, H 760, H 761, H 762, H 763, H 764, and H 765**.

FIELD(18), Chairman

H 760 and **H 761** were referred to the Revenue and Taxation Committee.

H 765 was referred to the Local Government Committee.

HCR 51, H 762, H 763, and H 764 were filed for second reading.

February 24, 2004

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 696** and report it back with amendments attached to be placed on General Orders for consideration.

SALI, Chairman

H 696 was placed on General Orders for consideration.

February 24, 2004

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration **H 653** and **H 678** and recommend that they do pass.

JONES, Chairman

H 653 and **H 678** were filed for second reading.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 713** and **H 740** and recommend that they do pass.

BARRACLOUGH, Chairman

H 713 and **H 740** were filed for second reading.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration **S 1276** and recommend it be referred to the Business Committee.

SCHAEFER, Chairman

S 1276 was referred to the Business Committee.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **HJR 11** and recommend that it do pass.

STEVENSON, Chairman

HJR 11 was filed for second reading.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 634** and **H 636** and report them back with amendments

attached to be placed on General Orders for consideration.

STEVENSON, Chairman

H 634 and **H 636** were placed on General Orders for consideration.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 531** and recommend that it do pass.

FIELD(18), Chairman

H 531 was filed for second reading.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 666** and report it back with amendments attached to be placed on General Orders for consideration.

FIELD(18), Chairman

H 666 was placed on General Orders for consideration.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 671**, **S 1227**, **S 1228**, and **S 1277** and recommend that they do pass.

BLACK, Chairman

H 671, **S 1227**, **S 1228**, and **S 1277** were filed for second reading.

February 26, 2004

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1252** and recommend that it do pass.

DEAL, Chairman

S 1252 was filed for second reading.

February 26, 2004

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 753** and recommend that it do pass.

CROW, Chairman

H 753 was filed for second reading.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mr. Denney moved that the House do now resolve itself into

a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Henbest. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Moyle in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

February 26, 2004

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 609**, **H 589**, **HCR 42**, **H 651**, **H 630**, **H 726**, **H 696**, **H 634**, and **H 636** and report them back without recommendation, amended as follows:

HOUSE AMENDMENTS TO H 609

AMENDMENTS TO SECTION 1

On page 2 of the printed bill, in line 8, delete "Evidence" and insert: "Information"; in line 10, delete "evidence" and insert: "information"; and in line 15, delete "evidence" and insert: "information".

AMENDMENT TO THE BILL

On page 3, following line 53, insert:

"SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval."

CORRECTIONS TO TITLE

On page 1, in line 3, delete "EVIDENCE" and insert: "INFORMATION"; and in line 7, delete "EVIDENCE" and insert: "INFORMATION; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENT TO H 589

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 12, delete "other person licensed as a bail agent"; and delete line 13, and insert: "other person not convicted of a felony and at least twenty-one (21) years of age or older to do so."

CORRECTION TO TITLE

On page 1, in line 3, delete "LICENSED AS BAIL AGENTS OR PEACE OFFICERS" and insert: "NOT CONVICTED OF A FELONY AND AT LEAST TWENTY-ONE YEARS OF AGE OR OLDER".

HOUSE AMENDMENT TO HCR 42

AMENDMENT TO THE RESOLUTION

On page 1 of the printed resolution, in line 31, delete "shall include" and insert: "may include, but not be limited to,".

HOUSE AMENDMENT TO H 651**AMENDMENT TO SECTION 1**

On page 1 of the printed bill, in line 22, delete "and" and insert: "or"; in line 24, following "section" insert: ", but not both"; and in line 37 delete "fifteen dollars and fifty cents (\$15.50)" and insert: "twelve dollars and fifty cents (\$12.50)".

CORRECTION TO TITLE

On page 1, in line 4, delete "FIFTEEN DOLLARS" and insert: "TWELVE DOLLARS".

HOUSE AMENDMENT TO H 630**AMENDMENT TO THE BILL**

On page 1 of the printed bill, delete lines 33 through 41; and delete all of page 2.

CORRECTION TO TITLE

On page 1, delete lines 8 through 18 and insert: "ADOPTION OF A CONCURRENT RESOLUTION".

HOUSE AMENDMENT TO H 726**AMENDMENT TO SECTION 3**

On page 5 of the printed bill, in line 18, following "annuitant" insert: "under option 4 either".

HOUSE AMENDMENT TO H 696**AMENDMENT TO SECTION 1**

On page 1 of the printed bill, in line 18, following "gram" insert: ", with the following limitations:

- (1) Participation in the pilot program shall be limited to one hundred (100) clients;
- (2) The length of the pilot program shall be limited to three (3) years;
- (3) Participation shall be limited to clients with a body mass index (BMI) over twenty-five (25); and
- (4) The department shall report annually to the senate and house health and welfare committees concerning the progress on all programs initiated under the waiver".

CORRECTION TO TITLE

On page 1, in line 6, following "ING" insert: "AND TO PROVIDE LIMITATIONS".

HOUSE AMENDMENTS TO H 634**AMENDMENT TO SECTION 2**

On page 3 of the printed bill, in line 37, delete "and the owner of the servient estate" and insert: ", in order to ensure that any such encroachments will not unreasonably or materially interfere with the use and enjoyment of the right-of-way"; and in line 41, following "right-of-way" insert: ", in the event that any such encroachments unreasonably or materially interfere with the use and enjoyment of the right-of-way. Nothing in this section shall in any way affect the exercise of the right of eminent domain for the public purposes set forth in section 7-701, Idaho

Code".

AMENDMENTS TO SECTION 4

On page 4, in line 13, delete "and the owner of the" and in line 14, delete "servient estate" and insert: ", in order to ensure that any such encroachments will not unreasonably or materially interfere with the use and enjoyment of the easement or right-of-way"; in line 17, following "right-of-way" delete "or the owner of the" and in line 18, delete "servient estate" and insert: ", in the event that any such encroachments unreasonably or materially interfere with the use and enjoyment of the easement or right-of-way. Nothing in this section shall in any way affect the exercise of the right of eminent domain for the public purposes set forth in section 7-701, Idaho Code".

AMENDMENTS TO THE BILL

On page 1, delete lines 16 through 43, and on page 2, delete lines 1 through 52, and renumber subsequent sections of the bill accordingly.

CORRECTION TO TITLE

On page 1, in line 2, delete "AMENDING SEC-", and delete lines 3, 4 and 5 and in line 6, delete "AND TO REQUIRE NOTIFICATION;".

HOUSE AMENDMENT TO H 636**AMENDMENT TO THE BILL**

On page 2 of the printed bill, delete lines 31 through 53; and delete pages 3, 4 and 5.

CORRECTION TO TITLE

On page 1, in line 3, following ""CONSUMPTIVE", delete the remainder of the line, delete lines 4 and 5, and insert: "USE."".

MOYLE, Chairman

Mr. Moyle moved that the report be adopted. Seconded by Mr. Denney.

Whereupon the Speaker declared the report adopted.

H 609, as amended, **H 589**, as amended, **HCR 42**, as amended, **H 651**, as amended, **H 630**, as amended, **H 726**, as amended, **H 696**, as amended, **H 634**, as amended, and **H 636**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 52
BY WAYS AND MEANS COMMITTEE
 A CONCURRENT RESOLUTION

PROPOSING A NEW JOINT RULE 23 TO THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, health care and health insurance issues continue to play a prominent policy role in the state of Idaho; and

WHEREAS, the Health Care Task Force has been studying health care issues for several years in order to evaluate health care policies and proposals in Idaho; and

WHEREAS, the members of the House of Representatives and the Senate believe that a new Joint Rule 23 should be added to the Joint Rules of the Senate and the House of Representatives to provide for the creation of a Health Care Standing Committee to continue to undertake the evaluation and recommendation of policies and legislation to address health care and health insurance issues.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Joint Rules of the Senate and the House of Representatives be amended by the addition thereto of a new Joint Rule to read as follows:

JOINT RULE 23

Health Care Standing Committee. -- Notwithstanding any other rule of the Legislature to the contrary, there is hereby established a Health Care standing committee whose members shall be appointed by the Speaker and the President Pro Tempore; the number of members on the Health Care committee shall be fixed in the order of appointment, and such order shall be read into the Journal; and provided that other rules of the Legislature applicable to standing committees shall also apply to the Health Care standing committee.

HOUSE CONCURRENT RESOLUTION NO. 53 BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND ACKNOWLEDGING THE RECORD OF ACCOMPLISHMENT AND THE PROMISE FOR THE FUTURE OF THE INSTITUTIONS OF HIGHER EDUCATION IN THE STATE OF IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the people of the state of Idaho are justifiably proud of our rich tradition of quality institutions of higher education; and

WHEREAS, the University of Idaho was created in 1889 by the 15th Territorial Legislature and is a publicly supported comprehensive land-grant institution; and

WHEREAS, the University maintains a record of excellence in research and instructional programs; and

WHEREAS, Idaho State University, founded in 1901 as the Academy of Idaho, advanced to status as a university in 1963, and is a leader in Idaho in health professions as well as an inclusive university curriculum; and

WHEREAS, Boise State University was founded in 1932, attained its current university status in 1974, and is now central to all-encompassing educational and cultural opportunities in the state's capitol city; and

WHEREAS, the College of Southern Idaho, Eastern Idaho Technical College, Lewis-Clark State College and North Idaho College further enhance delivery of higher educational opportunities in Idaho; and

WHEREAS, recent exemplary contributions of Acting-cccccPresident Gary Michael and the selection of Timothy White portend a luminous and exciting future for the University of Idaho; and

WHEREAS, Boise State University President Robert Kustra, also newly arrived in Idaho, and Idaho State University President Richard Bowen, who continues his dedicated service, and the leaders of each of the institutions in Idaho contribute to the health of the system of higher education with ideas and innovations which continue to invigorate the system and improve the programs available to students in Idaho; and

WHEREAS, it is appropriate to recognize and commend these institutions and their leaders at this time as there are changes and innovations which will continue to advance the itinerary of higher education in Idaho, where continued cooperation will compliment individual efforts, and where achievements will redound to the benefit of all Idahoans.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that we extend our acknowledgement of the record of accomplishment and the promise for the future of the institutions of higher education in the state of Idaho. We pledge our continued interest and support of these programs and welcome the opportunity which is ours to invigorate the system with an infusion of new ideas.

HOUSE JOINT MEMORIAL NO. 21 BY STATE AFFAIRS COMMITTEE A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the Second Regular Session of the Fifty-seventh Idaho Legislature, do hereby respectfully represent that:

WHEREAS, military veterans who suffer from service-connected disabilities have had to forfeit a dollar of military retired pay for each dollar of Department of Veterans Affairs Disability Compensation pay they receive; and

WHEREAS, the Military Retirement Trust Fund was authorized by Public Law 98-94 for accumulation of funds to finance the liabilities of the Department of Defense under military retirement and survivors benefit programs; and

WHEREAS, the reported mission of the Military Retirement Trust Fund is to accumulate funds in order to finance, on an

actuarially sound basis, the liabilities of the Department of Defense under military retirement and survivors benefit programs; and

WHEREAS, the Secretary of Defense is tasked with the responsibility of budgeting funds annually for replenishment of the fund; and

WHEREAS, disabled retired veterans are having deductions from their retirement checks to offset, dollar for dollar, their Department of Veterans Affairs Disability Compensation and those offsets are Military Retirement Trust Fund assets, which should be creating a surplus; and

WHEREAS, the United States government and the Department of Defense have been required by their own laws and regulations to fund retired military pay; and

WHEREAS, no persons, other than military retirees, fund their own disability payments from their retirement funds; and

WHEREAS, this inequity was partially addressed in November 2003, when President Bush signed the fiscal year 2004 Department of Defense bill containing provisions to phase-in concurrent receipt; and

WHEREAS, Public Law 108-136 became effective January 1, 2004; and

WHEREAS, all military retirees with Department of Veterans Affairs disability ratings of fifty percent or higher will have full concurrent receipt phased-in over a ten year period; and

WHEREAS, National Guard and Reservist career retirees will be treated the same as active duty retirees and will be included in both the Combat-Related Special Compensation Program and the phase-in of concurrent disability pay receipt for veterans rated fifty percent or higher; and

WHEREAS, Public Law 108-136 is a move forward; however, military retirees with noncombat disabilities rated less than fifty percent continue to be treated unfairly; and

WHEREAS, Idaho's chartered veterans' organizations intend to resume efforts to expand concurrent receipt benefits to more retirees during the 108th Congress.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that we support the concurrent receipt of military retirement pay and disability compensation.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HCR 52, HCR 53, and HJM 21 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 127 and SCR 128, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

SCR 129, by State Affairs Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 766 BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2005; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 767 BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE SOIL CONSERVATION COMMISSION FOR FISCAL YEAR 2005; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 768 BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR GENERAL EDUCATION PROGRAMS AT BOISE STATE UNIVERSITY, IDAHO STATE UNIVERSITY, LEWIS-CLARK STATE COLLEGE, THE UNIVERSITY OF IDAHO AND FOR THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2005; LIMITING THE AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE USED BY THE OFFICE OF THE STATE BOARD OF EDUCATION; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION THAT IS TO BE EXPENDED FOR RESEARCH; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE EXPENDED FOR COMPETITIVE TECHNOLOGY GRANTS, AND FOR PARTICIPATION IN THE WESTERN GOVERNORS' ASSOCIATION'S VIRTUAL UNIVERSITY AND THE IDAHO ELECTRONIC CAMPUS; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE EXPENDED FOR TEACHER PREPARATION ACTIVITIES; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE EXPENDED FOR THE GOVERNOR'S COLLEGE AND UNIVERSITY EXCELLENCE INITIATIVE; REQUIRING THE STATE BOARD OF EDUCATION TO TRACK AND REPORT FACULTY, NONFACULTY EXEMPT AND CLASSIFIED STAFF TURNOVER; EXPRESSING THE BELIEF OF THE LEGISLATURE REGARDING FUNDING EQUITY AMONG IDAHO'S FOUR YEAR INSTITUTIONS OF HIGHER EDUCATION; REAPPROPRIATING ANY UNEXPENDED AND UNENCUMBERED BALANCES; AND SETTING FORTH THE CONDITIONS FOR REAPPROPRIATION.

HOUSE BILL NO. 769 BY EDUCATION COMMITTEE

AN ACT

RELATING TO TEACHERS; AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW

SECTION 33-1210, IDAHO CODE, TO AUTHORIZE REHIRING RETIRED TEACHERS OR EDUCATORS UNDER CONDITIONS SPECIFIED WHICH GOVERN THE DECLARATION OF A CRITICAL SHORTAGE, APPLICATION OF RETIREMENT PROVISIONS, BENEFITS AND CONTRACT TERMS; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 770
BY APPROPRIATIONS COMMITTEE
AN ACT

RELATING TO THE POWERS AND DUTIES OF THE STATE ATHLETIC COMMISSION; REPEALING SECTIONS 54-411, 54-419 AND 54-422, IDAHO CODE; AMENDING SECTION 54-401, IDAHO CODE, TO INCREASE COMPENSATION; AMENDING SECTION 54-402, IDAHO CODE, TO FURTHER DEFINE TERMS; AMENDING SECTION 54-403, IDAHO CODE, TO AUTHORIZE APPOINTMENT OF DEPUTY STATE ATHLETIC COMMISSIONERS AND OFFICIAL INSPECTORS AND TO SPECIFY THEIR DUTIES; AMENDING SECTION 54-405, IDAHO CODE, TO AUTHORIZE A SANCTIONING PERMIT; AMENDING SECTION 54-406, IDAHO CODE, TO SPECIFY DUTIES OF THE COMMISSION REGARDING SANCTIONING PERMITS AND TO SPECIFY EXEMPTIONS FROM THE REQUIREMENTS; AMENDING CHAPTER 4, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-407, IDAHO CODE, TO GOVERN THE TIME REQUIRED BETWEEN CONTESTS; AMENDING SECTION 54-407, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO SPECIFY BOND REQUIREMENTS FOR PROMOTERS; AMENDING CHAPTER 4, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-409, IDAHO CODE, TO SPECIFY ISSUES TO BE CONSIDERED BEFORE ISSUANCE OF A LICENSE OR SANCTIONING PERMIT; AMENDING SECTION 54-408, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE REFERENCE TO A SANCTIONING PERMIT; AMENDING SECTION 54-409, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REQUIRE A GROSS RECEIPTS REPORT, TO SPECIFY THE CONTENTS OF THE REPORT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 4, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-412, IDAHO CODE, TO CREATE THE STATE ATHLETIC COMMISSION FUND; AMENDING SECTION 54-410, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-412, IDAHO CODE, TO REDESIGNATE THE SECTION, TO PROVIDE LIMITS ON THE ROUNDS AND BOUTS AND TO CLARIFY THE WEIGHT OF GLOVES; AMENDING SECTION 54-413, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE REQUIREMENTS FOR THE EXAMINATION OF CONTESTANTS' PHYSICAL CONDITION; AMENDING SECTION 54-414, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE TERMINOLOGY IN REFERENCE TO REQUIREMENTS FOR ANNUAL LICENSES; AMENDING SECTION 54-415, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE

TERMINOLOGY; AMENDING SECTION 54-416, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE TERMINOLOGY RELATING TO VIOLATIONS AND PENALTIES; AMENDING SECTION 54-417, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 54-418, IDAHO CODE, TO REDESIGNATE THE SECTION, TO PROHIBIT CERTAIN ACTS AND TO PROVIDE PENALTIES; AMENDING SECTION 54-420, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REQUIRE EMERGENCY MEDICAL EQUIPMENT AND PERSONNEL; AND AMENDING SECTION 54-421, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE TERMINOLOGY RELATED TO REQUIREMENTS FOR SECURITY.

HOUSE BILL NO. 771
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO PATERNITY FRAUD; AMENDING CHAPTER 10, TITLE 32, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 32-1009, IDAHO CODE, TO PROVIDE FOR THE VACATION OF A CHILD SUPPORT ORDER BASED UPON A FINDING OF PATERNITY FRAUD, TO REQUIRE MOTIONS TO BE FILED IN A SPECIFIED TIME PERIOD AND TO PROVIDE FOR ACTIONS FOR RESTITUTION.

HOUSE BILL NO. 772
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO ADMINISTRATIVE RULES; CONTINUING CERTAIN RULES IN FULL FORCE AND EFFECT UNTIL JULY 1, 2005; CONTINUING RULES APPROVED OR EXTENDED BY ADOPTION OF A CONCURRENT RESOLUTION OF THE SECOND REGULAR SESSION OF THE FIFTY-SEVENTH IDAHO LEGISLATURE IN FULL FORCE AND EFFECT UNTIL JULY 1, 2005, OR UNTIL SUCH TIME AS THEY SHALL EXPIRE; PROVIDING THAT RULES REJECTED BY CONCURRENT RESOLUTION SHALL BE NULL, VOID AND OF NO FORCE AND EFFECT; AUTHORIZING AGENCIES TO AMEND OR REPEAL CERTAIN RULES PURSUANT TO THE ADMINISTRATIVE PROCEDURE ACT AND DECLARING THE EFFECT OF THIS ACT UPON ADMINISTRATIVE RULES; AND PROVIDING SEVERABILITY.

HOUSE BILL NO. 773
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO THE MOBILE HOME PARK LANDLORD TENANT ACT; AMENDING SECTION 55-2010, IDAHO CODE, TO PROVIDE CLARIFICATION, TO INCREASE THE NOTICE TIME WHICH MUST BE GIVEN BEFORE TERMINATION OF A TENANCY UPON CESSATION OF THE OPERATION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 774

BY WAYS AND MEANS COMMITTEE**AN ACT**

RELATING TO STATE PARKS; AMENDING SECTION 67-4212, IDAHO CODE, TO PROVIDE FOR THE CORRECT NAME OF THE EARL M. HARDY BOX CANYON SPRINGS NATURE PRESERVE IN MALAD GORGE STATE PARK; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 775**BY WAYS AND MEANS COMMITTEE****AN ACT**

RELATING TO AGRICULTURAL COMMODITY PRODUCER AND DEALER LIENS; AMENDING SECTION 45-1801, IDAHO CODE, TO REVISE A DEFINITION AND TO DEFINE A TERM; AMENDING SECTION 45-1802, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE CREATION OF CERTAIN LIENS; AMENDING SECTION 45-1803, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE ATTACHMENT OF CERTAIN LIENS; AMENDING SECTION 45-1804, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DURATION OF CERTAIN LIENS; AMENDING SECTION 45-1805, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE PRIORITY OF CERTAIN LIENS; AMENDING SECTION 45-1806, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISCHARGE OF CERTAIN LIENS; REPEALING SECTION 45-1810, IDAHO CODE; AND AMENDING CHAPTER 18, TITLE 45, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 45-1811, IDAHO CODE, TO PROVIDE THAT PERSONS SELLING OR AGREEING TO SELL ANY AGRICULTURAL PRODUCT FOR USE AS LIVESTOCK FEED MAY ASK FOR AND OBTAIN SPECIFIED INFORMATION FROM PERSONS WITH CERTAIN SECURITY INTERESTS, TO PROVIDE A FORM, TO PROVIDE A PROCEDURE, TO PROVIDE FOR IMMUNITY FROM CIVIL AND CRIMINAL LIABILITY, TO REQUIRE THAT CERTAIN OWNERS OF LIVESTOCK DISCLOSE SPECIFIED INFORMATION AND TO PROVIDE FOR LIABILITY IN THE EVENT SUCH OWNERS FAIL TO MAKE REQUIRED DISCLOSURES.

HOUSE BILL NO. 776**BY WAYS AND MEANS COMMITTEE****AN ACT**

RELATING TO AGRICULTURAL BURNING; AMENDING SECTION 22-4804, IDAHO CODE, TO INCREASE FEES RELATING TO THE REGISTRATION OF FIELDS FOR AGRICULTURAL BURNING IN DESIGNATED COUNTIES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 777**BY STATE AFFAIRS COMMITTEE****AN ACT**

RELATING TO POLITICAL CAMPAIGN FINANCE; AMENDING CHAPTER 66, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6610B, IDAHO CODE, TO PROVIDE PROCEDURES FOR POLITICAL COMMITTEES TO RETIRE UNPAID DEBT AND TO DEFINE THE TERM "UNPAID DEBT"; AMENDING

SECTION 67-6610C, IDAHO CODE, TO REVISE WHAT AMOUNTS RECEIVED BY A CANDIDATE AS CONTRIBUTIONS THAT ARE IN EXCESS OF ANY AMOUNT NECESSARY TO DEFRAY THE CANDIDATE'S EXPENDITURES MAY BE USED FOR, TO PROHIBIT THE CONVERSION OF CONTRIBUTIONS TO ANY PERSONAL USE, TO PROVIDE WHEN A CONTRIBUTION SHALL BE CONSIDERED TO BE CONVERTED TO PERSONAL USE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 778**BY STATE AFFAIRS COMMITTEE****AN ACT**

RELATING TO REAL PROPERTY OWNED BY THE UNIVERSITY OF IDAHO; AMENDING SECTION 58-335, IDAHO CODE, TO PROVIDE FOR A PROCESS TO BE FOLLOWED IN THE DISPOSAL OF REAL PROPERTY BY THE UNIVERSITY OF IDAHO.

HOUSE BILL NO. 779**BY STATE AFFAIRS COMMITTEE****AN ACT**

RELATING TO STRAY VOLTAGE PROTOCOL OF PUBLIC UTILITIES; AMENDING CHAPTER 5, TITLE 61, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 61-515B, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT, TO DEFINE TERMS, TO PROVIDE THAT THE PUBLIC UTILITIES COMMISSION SHALL FORMULATE AND ADOPT A STANDARDIZED PROTOCOL FOR USE BY ALL PERSONS AND ENTITIES ADDRESSING COMPLAINTS OF STRAY VOLTAGE INVOLVING PUBLIC UTILITIES REGULATED BY THE COMMISSION, TO PROVIDE DUTIES OF THE COMMISSION AND TO PROVIDE THE EFFECT OF COMPLIANCE BY A PUBLIC UTILITY WITH THE STANDARDIZED INVESTIGATION AND REMEDIATION PROTOCOLS ADOPTED BY THE COMMISSION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 780**BY REVENUE AND TAXATION COMMITTEE****AN ACT**

RELATING TO THE BOND LEVY EQUALIZATION SUPPORT PROGRAM; AMENDING SECTION 33-906, IDAHO CODE, TO FURTHER LIMIT UTILIZATION OF ASSISTANCE PURSUANT TO THE PROGRAM.

HOUSE BILL NO. 781**BY REVENUE AND TAXATION COMMITTEE****AN ACT**

RELATING TO PROPERTY TAX EXEMPTIONS; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-602HH, IDAHO CODE, TO PROVIDE FOR A TAX EXEMPTION FOR PROPERTY OWNED BY QUALIFIED PERSONS, TO PROVIDE FOR APPLICATION OF THE EXEMPTION TO RESIDENTIAL IMPROVEMENTS AND THE RESIDENTIAL LOT, TO PROVIDE THAT THE EXEMPTION SHALL CONTINUE FOR SPOUSES UNDER CERTAIN

CIRCUMSTANCES, TO PROVIDE CONDITIONS FOR THE EXEMPTION, TO PROVIDE THAT AN OWNER IS REQUIRED TO MAKE APPLICATION FOR THE EXEMPTION ONLY ONCE IF CERTAIN CONDITIONS ARE MET, TO DECLARE THAT THE EXEMPTION IS NECESSARY AND JUST AND TO PROVIDE THAT THE EXEMPTION SHALL BE AVAILABLE FOR CERTAIN OWNERS WHO ARE ABSENT BY REASON OF ACTIVE MILITARY SERVICE IN A DESIGNATED COMBAT ZONE; DECLARING AN EMERGENCY AND PROVIDING A RETROACTIVE EFFECTIVE DATE.

HOUSE BILL NO. 782
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO TAXATION; AMENDING SECTION 63-3029B, IDAHO CODE, TO PROVIDE THAT ALL MONEYS COLLECTED BY THE STATE TAX COMMISSION FOR AN ERRONEOUSLY TAKEN INVESTMENT TAX CREDIT SHALL BE REMITTED TO THE COUNTY WHERE THE PROPERTY WAS LOCATED THAT WAS NOT A QUALIFIED INVESTMENT OR CEASED TO QUALIFY DURING THE RECAPTURE PERIOD, TO PROVIDE FOR DISTRIBUTION OF MONEYS TO TAXING DISTRICTS WITHIN THE COUNTY AND TO PROVIDE APPLICATION OF THESE MONEYS TO THE THREE PERCENT PROPERTY TAX CAP.

H 766, H 767, H 768, H 769, H 770, H 771, H 772, H 773, H 774, H 775, H 776, H 777, H 778, H 779, H 780, H 781, and H 782 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1240, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Business Committee.

S 1255, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1273, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1267 and **S 1268**, by State Affairs Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1281, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1306, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1298, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

S 1365 and **S 1377**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 755, by State Affairs Committee, was read the second time by title and filed for third reading.

SJM 107, by Transportation Committee, was read the second time by title and filed for third reading.

H 686, by Local Government Committee, was read the second time by title and filed for third reading.

H 739, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1265 and **SCR 123**, by State Affairs Committee, were read the second time by title and filed for third reading.

There being no objection, the House returned to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mr. Denney asked unanimous consent that **H 655** retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

Mr. Denney asked unanimous consent that **S 1238** be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 641 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Harwood to open debate.

At this time, Mr. Denney took the Chair.

The question being, "Shall **H 641** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bell, Black, Block, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Jaquet, Jones, Kellogg, Lake, Langford, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Naccarato, Nielsen, Ridinger, Ring, Roberts, Robison, Rydallch, Sali, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Stevenson, Wills, Wood, Mr. Speaker. Total -- 56.

NAYS -- Boe, Henbest, Kulczyk, Langhorst, Moyle, Pasley-Stuart, Raybould, Ringo, Sayler, Smith(24), Smylie, Snodgrass, Trail. Total -- 13.

Absent and excused -- Bedke. Total -- 1.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 641** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 711** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 711 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Speaker to open debate.

The question being, "Shall **H 711** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker Pro Tem declared **H 711** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 632 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Garrett to open debate.

The question being, "Shall **H 632** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Bradford, Lake, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 632** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 543 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Langhorst to open debate.

Mr. Langhorst asked unanimous consent that, pursuant to Rule 22, discussion of **H 400** and **H 452** be allowed in debate of **H 543**. There being no objection, it was so ordered.

The question being, "Shall **H 543** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 64.

NAYS -- Bauer, Crow, Gagner, McKague. Total -- 4.

Absent and excused -- Cuddy, Lake. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 543** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 48 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Wood to open debate.

The question being, "Shall **HCR 48** be adopted?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 68.

NAYS -- Robison. Total -- 1.

Absent and excused -- Lake. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared **HCR 48** adopted and ordered the resolution transmitted to the Senate.

Mr. Moyle moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., Mr. Denney in the Chair.

Roll call showed 69 members present.
Absent and excused -- Schaefer. Total -- 1.
Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

H 697 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall **H 697** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Langford, Langhorst, Martinez, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Edmunson, Lake, McGeachin, Nielsen, Schaefer, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 697** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 694 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall **H 694** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 63.

NAYS -- Barrett, Kulczyk, Wood. Total -- 3.

Absent and excused -- Lake, Rydalch, Schaefer, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 694** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 712 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Snodgrass to open debate.

The question being, "Shall **H 712** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Campbell, Cannon, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Eskridge, Field(18), Field(23), Garrett, Henbest, Jaquet, Jones, Kellogg, Langford, Langhorst, Martinez, Meyer, Miller, Mitchell, Naccarato, Nielsen, Pasley-Stuart, Ridinger, Ring, Ringo, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 52.

NAYS -- Barrett, Bradford, Clark, Crow, Eberle, Ellsworth, Gagner, Harwood, Kulczyk, Lake, McGeachin, McKague, Moyle, Raybould, Roberts, Smith(24). Total -- 16.

Absent and excused -- Schaefer, Mr. Speaker. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 712** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 516 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Moyle to open debate.

The question being, "Shall **H 516** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23),

Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 65.

NAYS -- Kellogg. Total -- 1.

Absent and excused -- Deal, Naccarato, Schaefer, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 516** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 544**, as amended, retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

H 604, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Wood to open debate.

The question being, "Shall **H 604**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 66.

NAYS -- None.

Absent and excused -- Deal, Naccarato, Schaefer, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 604**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 631, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Meyer to open debate.

The question being, "Shall **H 631**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark,

Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Bedke, Deal, Naccarato, Schaefer, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 631**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 625, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Smith(30) to open debate.

The question being, "Shall **H 625**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smylie, Stevenson, Trail, Wills. Total -- 61.

NAYS -- Barrett, Roberts, Smith(24), Wood. Total -- 4.

Absent and excused -- Deal, Naccarato, Schaefer, Snodgrass, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 625**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 676, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Smith(30) and Mr. Meyer to open debate.

The question being, "Shall **H 676**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bell, Black, Block, Boe, Campbell, Cannon, Cuddy, Denney, Douglas, Edmunson, Ellsworth, Field(18), Field(23), Harwood, Henbest, Jaquet, Jones, Langford, Langhorst, Martinez, Meyer, Miller, Mitchell, Nielsen, Pasley-Stuart, Raybould, Ring, Ringo, Robison,

Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 44.

NAYS -- Barrett, Bayer, Bedke, Bolz, Bradford, Clark, Collins, Crow, Eberle, Eskridge, Gagner, Garrett, Kellogg, Kulczyk, Lake, McGeachin, McKague, Moyle, Ridinger, Roberts, Sali, Wood. Total -- 22.

Absent and excused -- Deal, Naccarato, Schaefer, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 676**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 659, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall **H 659**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bell, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ringo, Roberts, Robison, Sali, Sayler, Shepherd, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 59.

NAYS -- Ring, Rydalch, Shirley. Total -- 3.

Absent and excused -- Bedke, Black, Deal, Meyer, Naccarato, Schaefer, Smith(24), Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 659**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 8 a.m., Friday, February 27, 2004. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:03 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk